

OFFICE OF THE ALCOHOLIC BEVERAGE CONTROL COMMISSIONER

The Commissioner anticipates that it may go into executive session at this meeting on items listed. The agenda shall be subjected to the discussion of the items including executive sessions which arise at the time of the public body's meeting. Pursuant to 29 Del. C. Section 10004(b), the Commissioner may call for an executive session closed to the public to obtain legal advice with respect to pending or potential litigation, to discuss criminal records of applicants, and to review financial data. No action is taken during the executive session. All action is taken in open session.

September 17, 2019

Agenda

**Carvel State Building
820 N. French Street
3rd Floor Conference Room
Wilmington, Delaware 19801**

**VIOLATIONS
9:30AM**

**CWSR Lounge
T/A CWSR Lounge
1101 East 8TH Street
Wilmington, DE 19801**

**Biennial Gathering
60270**

Violation #10934: On Saturday, January 19, 2019 at 2:10AM, allowed consumption of alcohol at your licensed premises between the hours of 2:00AM and 9:00AM.

Violation #10935: On Saturday, January 19, 2019 at approximately 2:10AM, Operate as a Bottle Club without the proper license.

Violation #11072: On Sunday, March 24, 2019 at 1:00AM, served more than 1 drink per person in the last 15 minutes to closing.

Violation #11073: On Sunday, March 24, 2019 at 2:11AM, allowed alcoholic beverages to be consumed on a licensed premises between the hours of 2:00AM and 9:00AM.

Violation #11090: On Sunday, March 24, 2019 at approximately 2:11AM, sell alcoholic beverages between the prohibited hours of 1:00AM and 9:00AM.

**A3C Hospitality, LLC
T/A Bulls Eye Saloon & Restaurant
3734 Kirkwood Highway
Wilmington, DE 19808**

**SPR-On, Sunday
14291**

Violation #11026: On June 15, 2016, enter into an agreement with Louis Honick and Neil Campbell to operate on behalf of your liquor license.

Violation #11027: From the period of January 1, 2018 through December 31, 2018, fail to have a substantial portion of the establishments' total gross receipts from the sale of complete meals.

**Blessed, LLC
T/A HI Spirits Liquors
2320 Jessup Street
Wilmington, DE 19802**

**PCK-On, Sunday
14562**

Violation #11123: On June 6, 2019 at approximately 10:30PM fail to have servers properly trained to serve alcoholic beverages in accordance with Delaware State law.

**Suhani, Inc.
T/A Best Liquors
600 Vandever Avenue
Wilmington, DE 19802**

**PCK-On, Sunday
11642**

Violation #11144: On Thursday, June 13, 2019 at approximately 4:00PM, have for sale impure or otherwise deleterious alcoholic beverages.

**Jashraj, LLC
T/A C & D Liquors
21 South Broom Street
Wilmington, DE 19805**

**PCK-On, Sunday
14360**

Violation #11150: On June 13, 2019 at approximately 6:25PM, have for sale impure or otherwise deleterious alcoholic beverages.

El Topatio, Inc.
T/A El Tapatio Mexican Restaurant
1700 Philadelphia Pike
Wilmington, DE 19809

SPR-On, Sunday
12489

Violation #11159: On Monday, February 11, 2019 appear to be financially irresponsible by having a judgment issued against El Topatio, Inc. in the amount of \$264,560.00.

Penza Enterprises, Inc.
T/A Ciao Italian Grill & Pizzeria
200 University Plaza
Newark, DE 19702

SPR-On, Sunday
14045

Violation #11131: On Thursday, June 6, 2019 at approximately 3:00PM, allow William L. Moneta Jr. to operate on behalf of your liquor license.

La Cabana Restaurant, Inc.
T/A La Cabana
1932 Maryland Avenue
Wilmington, DE 19805

SPR-On, Sunday
13325

Violation #10925: On November 7, 2018 purchase more than 1 case per day of alcoholic beverages/liquors by a holder of a retail license from another holder of a retail license, in violation of Title 4 Section 561(b)(1) as it pertains to Title 4 Section 304(a)(2)(c).

Delaware Racing Association, Inc.
T/A Delaware Park
777 Delaware Park Boulevard
Wilmington, DE 19804

Horse Race Track,
Sunday
10729

Violation #10873: On Friday January 11, 2019 at 10:55PM, sell an alcoholic beverage to a person under the age of 21.

Mojak, Inc.
T/A Halftime Sports Bar & Music Venue
618 Plaza Drive, Store 9B
Newark, DE 19702

Taproom-On, Sunday
14787

Violation #10940: On Saturday, March 2, 2019 at approximately 8:25PM, refill a bottle wholly or in part, with intent to supply alcoholic liquor or any other substance or liquid to any customer.

Violation #10963: On July 27, 2018 at approximately 2:50PM, did purchase 4 cases of alcoholic beverages (beer) from an unauthorized source in violation T-4 SEC 903 (12).

Raymond Walters
T/A Summit Tavern
4390 Summit Bridge Rd.
Middletown, DE

Taproom-On, Sunday
14935

Violation #11007: On Saturday, April 6, 2019 at approximately 12:53AM, sell more than one alcoholic beverage to a single person within the last 15 minutes prior to closing.

Mediterranean Grille, LLC
T/A Mediterranean Grille
612 Newark Shopping Center
Newark, DE 19711

SPR-On, Sunday
14771

Violation #11014: On Friday April 12th, 2019 at approximately 8:05PM, sell an alcoholic beverage to a person under the age of 21.

AMF Bowling Centers, Inc.
T/A AMF Price Lanes
3215 Kirkwood Highway
Wilmington, DE 19808-6129

Bowling Alley, Sunday
12645

Violation #10894: On Friday, January 11, 2019 at approximately 10:17PM, sell an alcoholic beverage to a person under the age of 21.

**N.C. Wings, LLC
T/A Hooters
194 South DuPont Highway
New Castle, DE 19720**

**SPR-On, Sunday, Patio
12951**

Violation #10857: On November 18, 2018 at approximately 11:04PM, sell or serve alcoholic liquor to an intoxicated person.

**New Pockets, Inc.
T/A Pockets Restaurant & Tavern
315 South DuPont Highway
New Castle, DE 19720**

**Taproom-On, Sunday
11853**

Violation #10671: Sell alcoholic beverage to person under the age of 21 on Saturday, September 15, 2018 at approximately 09:20PM.

1:30PM

**Kosmos Incorporation
T/A Cosmos Restaurant
316 South Maryland Avenue
Wilmington, DE 19804**

**SPR-On, Sunday
12430**

Violation #11118: On Thursday, May 16, 2019 at approximately 9:00AM, refill a bottle wholly or in part, with the intent to supply alcoholic liquor or any other substance or liquid to any customer.

Violation #11119: On Thursday, May 16, 2019 at approximately 9:00AM, permit employee's and or staff members to sell, serve or promote alcoholic beverages without a valid Delaware servers training card.

Violation #11120: On Thursday, May 2, 2019 at approximately 10:57AM, purchase more than 1 case of alcoholic beverages from a holder of a retail license from another holder of a retail license.

**The Robert Smith Corporation
T/A Cheney's on the Pike (Whiskey Throttle Bar & Grill)
1804 Newport Gap Pike
Wilmington, DE 19808**

**SPR-On, Sunday
15072**

Violation #10972: On Saturday, March 9, 2019 at approximately 2:10AM, participate in illegal drug activity on your licensed premises by allowing owner Robert Smith to be in possession of marijuana which is in violation of Delaware Title 16 Section 4764.

Violation #10973: On Saturday, March 9, 2019 at approximately 2:10AM, operate under the unapproved trade name of Whiskey Throttle.

Violation #10974: On March 9, 2019 at approximately 2:10AM, allow patron to consume alcoholic beverage on your licensed premise after 2:00AM.

Violation #10975: On March 9, 2019 at approximately 2:10AM, fail to place all alcoholic liquors in adequate storage facilities out of the reach of patrons.

Violation #10976: On March 9, 2019 at approximately 2:10AM, changed your approved floor plan by removing dining seats and tables.

Violation #11182: From the period of May 1, 2018 through December 31, 2018, fail to have a substantial portion of the establishments' total gross receipts from the sale of complete meals.

**Okura, Inc.
T/A Okura Japanese Restaurant
703-705 Ace Memorial Drive
Hockessin, DE 19707**

**SPR-On, Sunday
12851**

Violation #11104: On Monday, October 8, 2018 at approximately 3:55PM, purchase more than 1 case of alcoholic beverages from a holder of a retail license from another holder of a retail license.

**Jackson Inn, Inc.
T/A Jackson Inn
101 North DuPont Road
Wilmington, DE 19807-3537**

**Taproom-On/Off,
Growler, Sunday
10948**

Violation #11140: On Friday, June 14, 2019 at approximately 1:30PM, fail to maintain standards consistent with the requirements of the Delaware Division of Public Health.

**El Maguey Mexican Cuisine & Bar, LLC
T/A El Maguey Mexican Cuisine & Bar
3320 Old Capital Trail
Wilmington, DE 19808**

**SPR-On, Sunday
15036**

Violation #11037: From the period of January 1, 2018 through November 30, 2018, fail to have a substantial portion of the establishments' total gross receipts from the sale of complete meals.

**Wilmington Riverfront Tenant, LLC
T/A Westin Hotel
818 Shipyard Drive
Wilmington, DE 19801**

**Hotel-On, Patio
Sunday
14597**

Violation #11087: On Sunday, May 5, 2019, at approximately 12:50 AM, sell more than one alcoholic beverage to an individual within the last 15 minutes prior to closing.

**CSS Newark, Inc.
T/A Claymont Steak Shop
57 Elkton Road
Newark, DE 19711**

**SPR-On, Sunday, Patio
14123**

Violation #11071: Renew your liquor license on February 12, 2019 approximately 42 days past the January 1, 2019 deadline.

**Famous Taverns, Inc.
T/A Famous Joe's Tavern
#401 Branmar Plaza
Wilmington, DE 19807**

**Taproom-On, Sunday
14163**

Violation #10944: On March 1, 2019 at approximately 7:22PM, allowed the unlimited consumption of alcoholic beverages for a set price without prior approval from the Commissioner, and not being a private function pursuant to 908 3.0 (3.1.1.10).

**Apple Delaware, LLC
T/A Applebee's Neighborhood Grill & Bar
4301 Kirkwood Highway
Wilmington, DE 19808**

**SPR-On, Sunday
13815**

Violation #10978: On Sunday, March 24, 2019 at approximately 12:48AM, sell more than 1 alcoholic beverage to a person within the last 15 minutes prior to closing.

L & h Enterprises, Inc.
T/A Ming Garden
4138 Stanton-Ogletown Road, Unit 16
Newark, DE 19713

SPR-On
12693

Violation #10958: On Friday, March 8, 2019 at approximately 2:58PM, refill a bottle wholly or in part, with the intent to supply alcoholic liquor or any other substance or liquid to any consumer.

Home Grown Café, Inc.
T/A Home Grown Café
126 East Main Street
Newark, DE 19711

SPR-On, Sunday, Patio
13054

Violation #11016: On 4/13/2019 at approximately 12:50AM, did serve more than 1 drink per person in the last 15 minutes prior to closing.

Patel Corporation
T/A Manor Park Liquors
6 Manor Park Shopping Center
New Castle, DE 19720

PCK-On, Sunday
11742

Violation #10898: On September 10th, 2018 purchase more than 1 case per day of alcoholic beverages/liquors by a holder of a retail license from another holder of a retail license, in violation Title 4 Section 561(b)(1).

PDE I BEV, LLC
T/A Sheraton Suites-Wilmington
422 Delaware Avenue
Wilmington, DE 19801

Hotel-On, Sunday
10885

Violation #10885: On Friday, January 11, 2019 at approximately 8:10PM, sell an alcoholic beverage to a person under the age of 21.

Maharaj Ji, Inc.
T/A Milton's Liquors
2300 Market Street
Wilmington, DE 19802

PCK-On, Sunday
14918

Violation #10899: On September 29, 2018 purchased more than one case per day of alcoholic beverages/liquors by a holder of a retail license from another holder of a retail license, in violation Title 4-561 (b) (1), as it pertains to Title 4-304 (a) (2) (c).

**Om Arnav Beverage, Inc.
T/A BGM Liquors
1035 N. Lombard Street
Wilmington, DE 19801**

**PCK-On, Sunday
14515**

Violation #10844: On Sunday, December 2, 2018 at approximately 3:23PM,
sell an alcoholic beverage to a person under the age of 21.